

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF KENTUCKY
AT LOUISVILLE
CIVIL ACTION NO. 5:08CV-P30-R**

JONATHAN LEE RICHES

PETITIONER

v.

**RAFIK AL-HARIRI
FCI-WILLIAMSBURG**

RESPONDENTS

MEMORANDUM & ORDER

Petitioner Jonathan Lee Riches, a federal prisoner, filed a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2241, challenging his federal sentence and seeking immediate release. On review, the Court concludes that it is without jurisdiction to consider the petition, as a § 2241 petition “shall be filed in the court having jurisdiction over the prisoner’s custodian.” *Charles v. Chandler*, 180 F.3d 753, 755-56 (6th Cir. 1999) (citations omitted). In the present case, Petitioner is incarcerated in FCI-Williamsburg, which is located in the District of South Carolina. *See* 28 U.S.C. § 121(3). In the interest of justice, this Court will transfer this action to that court. The transferee court can determine the propriety of the habeas petition.

WHEREFORE, IT IS ORDERED that the instant action filed pursuant to 28 U.S.C. § 2241 is **TRANSFERRED to the United States District Court for the District of South Carolina, Florence Division**, pursuant to 28 U.S.C. § 1631.

Date:

cc: Petitioner, *pro se*
United States Attorney
Clerk, District of South Carolina, McMillan Federal Building, 401 West Evans St., Florence, SC 29501
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